

MICHELLE D. ALARIE, ESQ.  
Nevada Bar No. 11894  
ARMSTRONG TEASDALE LLP  
3770 Howard Hughes Parkway, Suite 200  
Las Vegas, Nevada 89169  
Telephone: 702.678.5070  
Facsimile: 702.878.9995  
[malarie@atllp.com](mailto:malarie@atllp.com)

*Attorneys for Defendant Wyndham Resort Development Corporation*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

JAMES COFFEE, an individual, and PAMELA COFFEE, an individual,

## Plaintiffs,

vs.

## **WYNDHAM RESORT DEVELOPMENT CORPORATION.**

**Defendant.**

Case No.: 2:20-cv-01352-APG-DJA

**STIPULATION AND ORDER TO  
EXTEND DEADLINE FOR  
DEFENDANT WYNDHAM RESORT  
DEVELOPMENT CORPORATION TO  
RESPOND TO AMENDED  
COMPLAINT**

**(FIRST REQUEST)**

Defendant, Wyndham Resort Development Corporation (“WRDC”), by and through its counsel, Armstrong Teasdale LLP, and Plaintiffs James Coffee and Pamela Coffee (collectively, “Plaintiffs”), by and through their counsel, Albright, Stoddard, Warnick & Albright, hereby move pursuant to Fed. R. Civ. P. 6 and Local Rule LR IA 6-1, to extend the deadline for WRDC to respond to the Amended Complaint (ECF No. 12), filed on August 24, 2020, to September 16, 2020, instead of the current deadline of September 8, 2020. This is the first request to extend this particular deadline.

Good cause exists to extend WRDC's deadline to respond to the Amended Complaint to September 16, 2020. On August 10, 2020, WRDC filed a Motion to Dismiss Complaint Pursuant to Fed. R. Civ. P. 12(b)(6) in response to the Plaintiffs' Complaint. (ECF No. 10). Thereafter, on August 24, 2020, Plaintiffs filed an Amended Complaint that, among other things, added named Defendant Worldmark, The Club ("Worldmark") to this action. (ECF No. 12.) This Court entered

1 its Order denying as moot WRDC's Motion to Dismiss in light of the filing of the Amended  
2 Complaint. (ECF No. 17.) Under Fed. R. Civ. P. 15(a)(3), WRDC's deadline to respond to the  
3 Amended Complaint is September 8, 2020, which is 14 days after service of the Amended  
4 Complaint. However, under Fed. R. of Civ. P. 12(a)(1)(A)(i), Worldmark's response deadline is  
5 September 16, 2020, which is 21 days after being served with the Summons and Compliant. For  
6 judicial economy, WRDC seeks to extend its response deadline to September 16, 2020, to  
7 consolidate its response deadline with that of Worldmark's. Plaintiffs agree to the extension and  
8 consolidation of the two response deadlines.

9 This request is made in good faith and is not intended to unreasonably delay this matter. In  
10 particular, this case was only recently filed and the parties have no yet held their case conference  
11 under Fed. R. Civ. P. 26(f).

12     ///

13     ///

14     ///

15     ///

16     ///

17     ///

18     ///

19     ///

20     ///

21     ///

22     ///

23     ///

24     ///

25     ///

26     ///

27     ///

28     ///

1       Based on the foregoing, the parties respectfully request that this Court extend WRDC's  
2 deadline to respond to the Amended Complaint to September 16, 2020.

3       Dated this 27<sup>th</sup> day of August, 2020.

4       **ARMSTRONG TEASDALE LLP**

5       By:/s/Michelle D. Alarie

6           MICHELLE D. ALARIE, ESQ.  
7           Nevada Bar No. 11894  
8           3770 Howard Hughes Parkway, Suite 200  
9           Las Vegas, Nevada 89169

10      *Attorneys for Defendant Wyndham Resort  
Development Corporation*

11      Dated this 27<sup>th</sup> day of August, 2020.

12      **ALBRIGHT, STODDARD, WARNICK &  
13           ALBRIGHT**

14       By:/s/Jorge L. Alvarez

15           G. MARK ALBRIGHT, ESQ.  
16           Nevada Bar No. 001394  
17           JORGE L. ALVAREZ, ESQ.  
18           Nevada Bar No. 014466  
19           801 South Rancho Drive, Suite D-4  
20           Las Vegas, Nevada 89106

21      JOE JOHN ANDREW SOLSENG, ESQ.  
22      SCHROETER GOLDMARK & BENDER  
23      Nevada Bar No. 11717  
24      810 Third Avenue, Suite 500  
25      Seattle, Washington 98104

26      *Attorneys for Plaintiffs James Coffee and  
27           Pamela Coffee*

28      **ORDER**

1       **IT IS SO ORDERED.**

2           

3       

---

**UNITED STATES DISTRICT JUDGE**

4       DATE: August 31, 2020

1                   **CERTIFICATE OF SERVICE**

2                   Pursuant to Fed. R. Civ. P. 5 (b), and Section IV of District of Nevada Electronic Filing  
3 Procedures, I certify that I am an employee of ARMSTRONG TEASDALE LLP, and that the  
4 foregoing STIPULATION AND ORDER TO EXTEND DEADLINE FOR DEFENDANT  
5 WYNDHAM RESORT DEVELOPMENT CORPORATION TO RESPOND TO AMENDED  
6 COMPLAINT (First Request) was served:

7                    via electronic service to the address(es) shown below:

8                   gma@albrightstoddard.com  
9                   jalvarez@albrightstoddard.com  
10                  solseng@sgb-law.com

11                  Date: August 27, 2020

12                  \_\_\_\_\_  
13                  /s/*Sheila A. Darling*

14                  \_\_\_\_\_  
15                  An employee of Armstrong Teasdale LLP

16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28